UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ALABAMA
SOUTHERN DIVISION

MARCUS MONTEZ SPANGLER,	)	
	)	
Plaintiff,	)	
	)	Civil Action Number
v.	)	**2:21-CV-00965-AKK-GMB**
	)	
COI KELLER SPEAKS, et al.,	)	
	)	
Defendants.	)	

MEMORANDUM OPINION AND ORDER

The magistrate judge filed a report on October 5, 2021, recommending that

the court dismiss Marcus Montez Spangler's *pro se* complaint for failing to pay an

initial filing fee and to return a signed Prisoner Consent Form within 30 days. *See*

doc. 9 (citing doc. 8). Spangler timely filed an objection, asserting that he "sent the

consent form along with a request asking the clerk . . . to withdraw the money from

[his] account and send [it] to the court." Doc. 10 at 1. He further states that the

prison has been intercepting the letters he sends to the courts. *See id.*

Having reviewed and considered *de novo* the court file, in light of Spangler's

claim that he did in fact attempt to send a Prisoner Consent Form and authorize the

withdrawal of money from his account, the court will give Spangler another

opportunity to submit a signed Prisoner Consent Form and to pay the initial filing

fee in accordance with the court's earlier order, doc. 8.[1] Accordingly, the report and

recommendation, doc. 9, is **REJECTED**, and Spangler is **ORDERED** to return a

signed Prisoner Consent Form and to pay the initial filing fee of $139.70 by

December 2, 2021. Failure to follow these requirements will result in dismissal of

the complaint. The clerk is **DIRECTED** to include another copy of Spangler's

Prisoner Consent Form, *see* doc. 8, with this order.

      DONE the 19th day of November, 2021.

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ABDUL K. KALLON

UNITED STATES DISTRICT JUDGE

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[1] In this order, the magistrate judge assessed an initial partial filing fee of $139.70 and required Spangler to make regular payments thereafter until the entire filing fee of $350.00 is paid in full, pursuant to 28 U.S.C. § 1915(b)(1) and (2). *See* doc. 8 at 1.